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Total # of Pages 11 including this page)

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| JEANNINE BIGGS |
| From: ASSISTANT TO MR. RICHARD L. SCHWAAB |
| Sender's Direct Dial: (202) 672-5425 |
| Date: June 27, 2005 |
| Client/Matter No: 016906-0370 |
| Serial No.: 10/524,739 |
| User ID No: 0674 |

MESSAGE:

Pursuant to our telephone conference of today, attached are copies of the declaration filed on April 15, 2005, together with the date stamped postcard.

Jeannine Kitchen Biggs

If there are any problems with this transmission or if you have not received all of the pages, please call (202) 672-5425.

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CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

Title: CONTROL DEVICE COMPRISING A ROLLER BAND CASSETTE
Inventor(s): Dietrich KLINGLER et al. Dkt. No. 016906-0370
Appl. No.: 10/524,739

- Transmittal Letter to the U.S. Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 U.S.C. 371 (2 pgs.) IN DUPLICATE;
- Declaration and Power of Attorney (7 pgs.).

Due Date: N/A
Date Filed:

Attorney Initials: RLS/ev/rgf
Insp. By: *gcr*

(13)



elm

FORM PTO-1390 (Modified)
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE
(REV 12-2004)

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| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371 | | ATTORNEY'S DOCKET NUMBER 016906-0370 |
| INTERNATIONAL APPLICATION NO. PCT/EP2003/008915 | INTERNATIONAL FILING DATE 08/12/2003 | U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 10/524,739 |
| | | PRIORITY DATE CLAIMED 08/16/2002 |
| TITLE OF INVENTION CONTROL DEVICE COMPRISING A ROLLER BAND CASSETTE | | |
| APPLICANT(S) FOR DO/EO/US Dietrich KLINGLER and Werner Schwahn | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | |
| 1. <input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). <input type="checkbox"/> has been communicated by the International Bureau. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <input type="checkbox"/> is attached hereto. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau). <input type="checkbox"/> have been communicated by the International Bureau. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). | | |
| Items 11 to 20 below concern other document(s) or information included: | | |
| 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input type="checkbox"/> A preliminary amendment. 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: Substitute Declaration and Power of Attorney | | |

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|--|--------------|---|---------------------|---|------|
| U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/524,739 | | INTERNATIONAL APPLICATION NO. PCT/EP2003/008915 | | ATTORNEY'S DOCKET NUMBER 016906-0370 | |
| 21. <input checked="" type="checkbox"/> The following fees are submitted: | | | | | |
| <input checked="" type="checkbox"/> a) Basic national fee | | \$300.00 | | \$ | 0.00 |
| <input checked="" type="checkbox"/> b) Examination fee | | \$200.00 | | \$ | 0.00 |
| <input checked="" type="checkbox"/> c) Search fee | | \$500.00 | | \$ | 0.00 |
| TOTAL OF ABOVE CALCULATIONS = | | \$1000.00 | | \$ | 0.00 |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$ for each additional 50 sheets of paper or fraction thereof. | | | | | |
| Total Sheets | Extra sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE | | |
| 37 - 100 = 0 | /50 = | 0 | x \$250.00 | \$ | 0.00 |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)) | | | | \$ | 0.00 |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | \$ | |
| Total Claims | 29 - 20 = 9 | | x \$ 50.00 | \$ | 0.00 |
| Independent Claims | 1 - 3 = 0 | | x \$ 200.00 | \$ | 0.00 |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | + \$ 360.00 | \$ | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$ | 0.00 |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. | | | | \$ | 0.00 |
| SUBTOTAL = | | | | \$ | 0.00 |
| Processing fee of 130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | | | \$ | |
| TOTAL NATIONAL FEE = | | | | \$ | 0.00 |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). 40.00 per property | | | | \$ | |
| TOTAL FEES ENCLOSED = | | | | \$ | 0.00 |
| | | | | Amount to be refunded: | |
| | | | | charged: | |
| a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. <u>19-0741</u> in the amount of _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-0741</u> . A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charge to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. | | | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. | | | | | |
| SEND ALL CORRESPONDENCE TO: | | | /s/ | | |
| Foley & Lardner LLP | | | SIGNATURE | | |
| Customer Number: 22428 | | | Richard L. Schwaab | | |
| | | | NAME | | |
| | | | 25,479 | | |
| | | | REGISTRATION NUMBER | | |